



Eric Gonzalez
District Attorney

**DISTRICT ATTORNEY
KINGS COUNTY**

350 JAY STREET
BROOKLYN, NY 11201-2908
(718) 250-2000
WWW.BROOKLYNDA.ORG

Miguel Rodriguez
Assistant District Attorney

2/26/19



In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: CESAR GOMEZ

MOS TAX: 941024

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS, DATED 5/21/2008, AGAINST MOS:

- 1.MOS DID FAIL TO COMPLETE A UF-250 (STOP & FRISK REPORT) RELATING TO AN ENCOUNTER AT THE ABOVE DATE AND PLACE.
 2. SAID MOS DID FAIL TO REQUEST A PATROL SUPERVISOR DURING THE ISSUANCE OF A DISORDERLY CONDUCT SUMMONS WHERE FORCE WAS USED.
 - 3.SAID MOS DID FAIL TO PROVIDE HIS ACTIVITY LOG TO CCRB
- ACTION TAKEN: WARNED AND ADMONISHED.

Disclosure #2:

MOS PLED GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGES AND SPECIFICATIONS:

1. MOS, ON OR ABOUT 2/14/10, DID WRONGFULLY OPERATE A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICANT.
2. MOS, WHILE OFF DUTY, ON THE DATE INDICATED IN SPECIFICATION #1, DID WRONGFULLY OPERATE A MOTOR VEHICLE WHILE HIS ABILITY WAS IMPAIRED BY AN INTOXICANT.
3. MOS, ASSIGNED AS INDICATED IN SPECIFICATION #1, WHILE OFF-DUTY, ON THE DATE INDICATED IN SPECIFICATION #1, DID WRONGFULLY OPERATE A MOTOR VEHICLE UNDER THE INFLUENCE OF ALCOHOL. SAID MOS WAS FOUND TO BE INTOXICATED WITH A BLOOD ALCOHOL LEVEL OF .262% BAC.
4. MOS WHILE OFF DUTY, DID WRONGFULLY CONSUME AN INTOXICANT TO THE EXTENT THAT SAID POLICE OFFICER WAS UNFIT FOR DUTY.
5. MOS DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPT., IN THAT MOS DID CONSUME INTOXICANTS IN AN

ESTABLISHMENT WHICH DID NOT POSSESS A NEW YORK STATE AND LIQUOR AUTHORITY LICENSE.

6. MOS DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, IN THAT MOS DID SERVE INTOXICANTS TO AN INDIVIDUAL KNOWN TO THE DEPARTMENT UNDER THE AGE OF TWENTY-ONE (21) IN AN ESTABLISHMENT LOCATED IN KINGS COUNTY.

ACTION TAKEN: BREATH TESTING, COUNSELING, DISMISSAL PROBATION 12 MONTHS, PRE-TRIAL SUSPENSION DAYS WITHOUT PAY 30 DAYS, FORFEITED 30 VACATION DAYS.

Disclosure #3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION AGAINST MOS ARISING FROM 3/21/2014:

MOS HAD AN INCOMPLETE AND IMPROPER MEMOBOOK.

CASE CLOSED: 1/19/2017.

Disclosure #4 :

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION AGAINST MOS ARISING FROM 4/23/2014:

MOS WAS INVOLVED IN AN OFF-DUTY DISPUTE IN VIOLATIONS OF OTHER DEPARTMENT RULES AND PROCEDURES. (INVOLVED IN ACQUISITION OF STORE)

ACTION TAKEN: LETTER OF INSTRUCTION.

CASE CLOSED 7/2/15.

Disclosure #5:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION AGAINST MOS ARISING FROM 3/6/2017:

MOS FAILED TO PREPARE REPORT.

ACTION TAKEN: A CD ISSUED.

CASE CLOSED: 8/3/2017.

Disclosure #6:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS AGAINST MOS ARISING FROM 3/9/2019:

1. MOS PREPARED AN INCOMPLETE AND INACCURATE REPORT – PROPERTY CLERK INVOICE.
2. MOS PREPARED AN INVOICE WITH A DISCREPANCY – BANK DROP OVERAGE (NOT COUNTERFEIT).

ACTION TAKEN: VERBAL INSTRUCTIONS.

CASE CLOSED 11/4/2019.

Disclosure #7:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS ARISING FROM 1/29/20:

1. MOS PREPARED AN INVOICE FOR A CONTROLLED SUBSTANCE – LAB – WITH DISCREPANCY.
2. MOS PREPARED AN INACCURATE REPORT – PROPERTY CLERK INVOICE.

ACTION TAKEN: VERBAL INSTRUCTIONS.

CASE CLOSED: 5/1/2018.

Disclosure # 8:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT.

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Joseph, Jahkeda	024 064/2014	Bronx Cty. Sup. Ct.	08/29/2014	07/29/2015	Settlement
Garcia, Alberto	302 347/2016	Bronx Cty. Sup. Ct	07/13/2016	12/21/2016	Settlement
Chapman, Terry	021 156/2017	Bronx Cty. Sup. Ct	02/21/2017	12/18/2018	Settlement
Valdez, Juan	300 483/2017	Bronx Cty. Sup. Ct	03/01/2017	07/31/2018	Settlement
Doyle, Isiah	17-CV-8021	S.D.N.Y.	10/18/2017	05/10/2018	Settlement, pursuant to Fed. R. Civ. P. 68 judgement, without admission of fault or liability

Eric Gonzalez
District Attorney
Kings County